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12/12/2023

Corporation Served

Document ID - 23-SMOS-4507; Served To - THE SQUARE LLC; Server - ; Served Date - 06-DEC-23; Served Time - 00:00:00;

Service Type - Special Process Server; Reason Description - Served

Affidavit Special Process Serv

affidavit of service

12/04/2023

Return Service - Other

 $Document\ ID\ -\ 23-SMOS-4131;\ Served\ To\ -\ THE\ SQUARE\ LLC;\ Server\ -\ ;\ Served\ Date\ -\ 04-DEC-23;\ Served\ Time\ -\ 00:00:00;$

Service Type - Special Process Server; Reason Description - Other

Summons Returned Non-Est

Document ID - 23-SMOS-4128; Served To - AMER, KARIM; Server - ; Served Date - 04-DEC-23; Served Time - 00:00:00; Service Type - Special Process Server; Reason Description - Non-est

Summons Returned Non-Est

Document ID - 23-SMOS-4127; Served To - NOJAIME, JEHANE; Server - ; Served Date - 04-DEC-23; Served Time - 00:00:00;

Service Type - Special Process Server; Reason Description - Non-est

Summons Personally Served

Document ID - 23-SMOS-4132; Served To - CONSTANTINO, ISABELLA; Server - ; Served Date - 04-DEC-23; Served Time - 00:00:00; Service Type - Special Process Server; Reason Description - Served

Affidavit Special Process Serv

affidavit

12/01/2023

Alias Summons Issued

Document ID: 23-SMOS-4507, for THE SQUARE LLC.

Alias Summons Issued

Document ID: 23-SMOS-4506, for AMER, KARIM.

Alias Summons Issued

Document ID: 23-SMOS-4505, for NOJAIME, JEHANE.

Request Filed

REQUEST FOR ALIAS SUMMONS ON DEFENDANTS JEHANE NOJAIME, KARIM AMER, AND THE SQUARE LLC

Filed By: MARC BRANDAN ELLIOT

11/29/2023

Affidavit Filed

AFFIDAVIT OF SERVICE RETURN ON ISABELLA CONSTANTINO Filed By: MARC BRANDAN ELLIOT



Affidavit Filed

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 2 of 65 PageID #: 8

AFFIDAVIT OF NON SERVICE/ BAD ADDRESS ON DEFENDANT JEHANE NOJAIM

Filed By: MARC BRANDAN ELLIOT

Affidavit Filed

AFFIDAVIT OF SERVICE ON DEFENDANT THE SQUARE LLC

Filed By: MARC BRANDAN ELLIOT

Affidavit Filed

AFFIDAVIT OF NON SERVICE RETURN ON DEFENDANT KARIM AMER

Filed By: MARC BRANDAN ELLIOT

11/27/2023

Corporation Served

Document ID - 23-SMOS-4129; Served To - THE OTHRS LLC; Server -; Served Date - 27-NOV-23; Served Time - 00:00:00;

Service Type - Other; Reason Description - Served

Corporation Served

Document ID - 23-SMOS-4130; Served To - THE OTHRS LICENSING CORP; Server - ; Served Date - 27-NOV-23; Served Time -

00:00:00; Service Type - Other; Reason Description - Served

Notice of Service

2322-CC09423

Notice of Service

notice of service

11/17/2023

Summons Personally Served

Document ID - 23-SMOS-4126; Served To - HBO HOME ENTERTAINMENT CORP; Server - ; Served Date - 15-NOV-23; Served Time - 14:45:00; Service Type - Special Process Server; Reason Description - Served; Service Text - ROBIN HUTT BANKS MANAGING AGENT

11/08/2023

Jury Trial Scheduled

Scheduled For: 04/22/2024; 9:00 AM; ELIZABETH BYRNE HOGAN; City of St. Louis

11/02/2023

Correspondence Filed

A LETTER MAILED TO PLAINTIFF WITH 2 COPIES OF SUMMONS AND A COPY OF PETITION TO SEND TO NEW CASTLE COUNTY, DE, THE COUNTY OF NEW YORK, NY, MIAMI-DADE COUNTY, FL, BROOKLYN COUNTY, NY, AND ERIE COUNTY, NY FOR SERVICE ON DEFENDANTS

Summ Issd- Circ Pers Serv O/S

Document ID: 23-SMOS-4132, for CONSTANTINO, ISABELLA.

Summ Issd-Circ Pers Serv O/S

Document ID: 23-SMOS-4131, for THE SQUARE LLC.

Summ Issd- Circ Pers Serv O/S

Document ID: 23-SMOS-4130, for THE OTHRS LICENSING CORP.

Summ Issd-Circ Pers Serv O/S

Document ID: 23-SMOS-4129, for THE OTHRS LLC.

Summ Issd- Circ Pers Serv O/S

Document ID: 23-SMOS-4128, for AMER, KARIM.

Summ Issd- Circ Pers Serv O/S

Document ID: 23-SMOS-4127, for NOJAIME, JEHANE.

Summ Issd- Circ Pers Serv O/S

Document ID: 23-SMOS-4126, for HBO HOME ENTERTAINMENT CORP.

Judge/Clerk - Note
SUMMENSINGS-ISSUEDGIN DEFENDANT OF INDOES FIREDULE TO SUPPRESS: GVENGEN PAGILEFIDING 9
INFORMATION SHEET FOR SERVICE

10/31/2023

Confid Filing Info Sheet Filed
Filed By: MARC BRANDAN ELLIOT
Pet Filed in Circuit Ct

Filed By: MARC BRANDAN ELLIOT Judge Assigned

MISSOURI CIRCUIT COURT TWENTY-SECOND JUDICIAL CIRCUIT (City of St. Louis)

Control of the second

MARC ELLIOT,	
Plaintiff,)
) COMPLAINT FOR DAMAGES
v.) Case No. 2322-CC09422
HBO HOME ENTERTAINMENT CORP.)
a Delaware corporation; JEHANE NOUJAIME,	,)
an individual; KARIM AMER, an individual;)
THE OTHRS, LLC, a Florida limited liability)
company; THE OTHRS LICENSING CORP.,)
a Florida corporation; The Square, LLC, a)
New York limited liability company;)
ISABELLA CONSTANTINO, an individual;)
JOHN DOES 1-10.)

COMPLAINT

Plaintiff Marc Elliot, pro se, files this COMPLAINT and alleges as follows:

JURISDICTION AND VENUE

1. Jurisdiction and venue are proper and lie with Court pursuant to Mo. Rev. Stat. § 508.010.

PARTIES

- 2. Plaintiff Marc Elliot is a resident of Missouri and was at all times relevant to this Complaint. Plaintiff Marc Elliot currently resides at 5655 Pershing Ave, Apt 529, St. Louis, MO 63112.
- 3. Defendant HBO Home Entertainment (HBO) is a Delaware corporation. HBO broadcast

 The Vow for commercial gain. Upon information and belief the Defendant HBO's

- registered agent is The Corporation Trust Company located at Corporation Trust Center 1209 Orange St, Wilmington, DE 19801.
- 4. Defendant Jehane Noujaim, upon information and belief, is a resident of New York.
 Noujaim is a coproducer and director of *The Vow*. Noujaim "personally directed most of Part II's episodes herself." See Sam Adams, *The Vow*'s Co-Creator on Why It Was Never
 Just a "Sex Cult" Documentary, Slate, November 21, 2022,
 https://slate.com/culture/2022/11/vow-nxivm-keith-raniere-season-2-finale.html. Upon information and belief the Defendant Jehane Noujaim lives at 14 E. 4th, Unit 1107, New York, 10002.
- 5. Defendant Karim Amer, upon information and belief is a resident of New York. Amer is a coproducer and director of *The Vow*. Upon information and belief the Defendant Karim Amer lives at 14 E. 4th, Unit 1107, New York, 10002.
- 6. Noujaim and Amer were spouses at all times relevant to this Complaint.
- 7. Defendant The Othrs LLC (a Florida limited liability company) controlled by Defendants Noujaim and Amer created specifically to facilitate the filming and distribution of rights to *The Vow* for commercial gain. Upon information and belief the Defendant The Othrs LLC's registered agent is Lee J. Osiason and is located at 201 Alhambra Circle, Suite 1205, c/o Lee J. Osiason, Coral Gables, FL 33134.
- 8. Defendant The Othrs Licensing Corp. (a Florida corporation) controlled by Defendants Noujaim and Amer created specifically to facilitate the filming and distribution of rights to *The Vow* for commercial gain. Upon information and belief the Defendant The Othrs Licensing Corp's registered agent is Lee J. Osiason and is located at 201 Alhambra Circle, Suite 1205, c/o Lee J. Osiason, Coral Gables, FL 33134

- 9. Defendant The Square, LLC (a New York limited liability company) is controlled by Defendants Noujaim and Amer and is listed as the "Producer" in Release Agreement.
 Upon information and belief the Defendant The Square, LLC's registered agent is Lisa
 Wisely and is located at 160 Van Brunt St., Third FL, Brooklyn, NY 11231
- 10. Defendant Isabella Constantino is a New York resident. Upon information and belief the Defendant Isabella Constantino lives at 625 Lafayette Ave, Buffalo, NY 14222.
- 11. Defendant John Does 1-10 are unknown to the Plaintiff at this time. Plaintiff, upon information and belief states that others materially assisted named Defendants in violating his right of publicity as alleged in the Complaint. Such Doe defendants are likely to be identified in discovery and will be named in their legal capacity upon such being ascertained by Plaintiff.

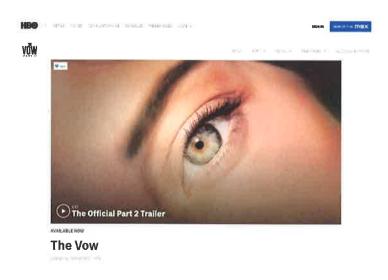
FACTS

- 12. Plaintiff was a member of a self-help organization known as NXIVM which practiced talk therapy and provided self-help courses which he found useful in overcoming his Tourette's Syndrome..
- 13. Defendant Noujaime specifically addressed the NXIVM approach to dealing with Tourette's directly targeting Plaintiff based on his experience with NXIVM. <u>See Sam Adams</u>, <u>The Vow's Co-Creator on Why It Was Never Just a "Sex Cult" Documentary</u>, Slate, November 21, 2022,
 - https://slate.com/culture/2022/11/vow-nxivm-keith-raniere-season-2-finale.html.
- 14. NXIVM was co-founded by Keith Raniere.

- 15. Raniere was involved in a legal battle with the United States government and was ultimately charged and convicted of federal criminal charges.
- **16.** Raniere's criminal case and that of several famous co-defendants brought attention and publicity to NXIVM.
- 17. Raniere's criminal case culminated in a high-profile jury trial in the Eastern District of New York in 2019.
- 18. Nine weeks before Raniere's trial the Government alleged they had found child pornography on a hard drive seized during a search of Raniere's residence.
- 19. This created even greater attention to the case, brought new charges against Raniere, and led Raniere's co-defendants to plead guilty.
- 20. Raniere is currently challenging his conviction on grounds of newly discovered evidence, supported by seven forensics experts, that the metadata of the alleged child pornography evidence, which aged the subject of photos to 15, was extensively doctored, and multiple government personnel appear to be involved in this fraud. See *United States v. Raniere*, 18-cr-204, Eastern District of New York, ECF. Nos 1169, 1176, 1192, 1213, and 1223.
- **21.** As a result of this publicity, Defendants Noujaim and Amer, who are documentary filmmakers, began production of a documentary, eventually to become known as *The Vow*, about NXIVM on or about May of 2017.
- **22.** Defendants Noujaim and Amer control, manage and own the companies responsible for producing, directing, filming and distributing their documentaries, including *The Vow.*
- 23. The companies controlled by Defendants Noujaim and Amer include The Othrs LLC, The Othrs Licensing Corp., The Square LLC (collectively "Othrs") which are each named as a defendant in the action.

- **24.** On or about October 2017 through February 2018, Plaintiff engaged in a call transmitted over technology utilized in interstate commerce with Defendant Isabella Constantino concerning NXIVM (the "Constantino call").
- 25. Defendant Constantino knew that Plaintiff was unaware of the filming of the call, had not given consent for the airing of the call, and that such audio and visual production would be used by other defendants for commercial gain
- **26.** Plaintiff was approached by Defendants Noujaim and Amer to participate in Season 2 of *The Vow* on or about July 11, 2020.
- 27. Plaintiff sent the signed Release Agreement to Defendants Noujaim and Amer by email on September 18, 2020. See Exhibit 1.
- 28. The operative language of the Agreement stated "I consent and give my permission to The Square LLC (the "Producer," which, as referenced in this consent and release, includes the Producer's affiliates, successors, licensees and assigns), to interview, film, photograph and record me starting July 11th, 2020 (collectively, the "Footage"), in
- **29.** connection with the Forgotten Ones movement, and to use the Footage and my name, voice, likeness and biography in Producer's documentary series about NXIVM (the "Documentary Series").
- **30.** The agreement specifically addressed only those times after July 11, 2020.
- 31. Defendants Noujaim and Amer knew, at the time Plaintiff signed the release, that the 2018 Constantino call footage existed.
- **32.** Defendants Noujaim and Amer used professional videography and sound equipment to video and audio record the call with Constantino's permission intending to use it in a commercially produced and released documentary about NXIVM and its members.

- 33. Defendants Noujaim and Amer never disclosed the existence of the Constantino call to Plaintiff and it was only upon the airing of season 2, episode 3 of *The Vow* that Plaintiff became aware of its existence.
- **34.** Plaintiff never provided knowing and voluntary consent to Defendants Noujaim and Amer of Defendant HBO or any of their agents to air the Constantino call footage.
- **35.** Defendants Noujaim and Amer began filming Plaintiff on July 11, 2020, and continued through on or about September 2021.
- **36.** HBO entered into an agreement with Defendants Noujaim and Amer and their companies to air *The Vow* for compensation.
- **37.** Upon information and belief, HBO's legal department reviewed the episodes prior to airing and also reviewed Plaintiff's Release Agreement.
- **38.** Plaintiff appeared in *The Vow* season two, episode three which aired on October 31, 2022 on HBO behind a paywall for commercial gain.
- **39.** The Vow is available for viewing behind a paywall and has been at all times relevant to this Complaint in Missouri.



- **40.** The episode which includes Plaintiff, as referenced by paragraph 38 above, continues to air on HBO and is currently available behind a paywall for viewing by the general public, making exhibition use for commercial gain.
- 41. Plaintiff was located in New York during the Constantino call.
- **42.** Upon information and belief, Constantino was located in New York when the Constantino call was recorded.
- **43.** New York is a one-party consent state with relation to wiretapped conversations transmitted electronically.
- **44.** Without Plaintiff's knowledge or consent the call with Constantino was recorded by videographic and audio means.
- 45. Plaintiff had and continues to have an expectation of privacy in the Constantino call.
- **46.** Upon information and belief, Constantino permitted John Doe defendants to record the call for future use in a video documentary production about NXIVM which was produced and broadcast as *The Vow*.
- 47. Upon information and belief, Constantino and the Doe defendants knew that Plaintiff did not consent to the recording and did not waive any right to privacy in his voice, name and identification for the commercial use of the recording either by video or audio production.
- **48.** There is no consent and release from Plaintiff to any party that waives his right to privacy in the Constantino call.

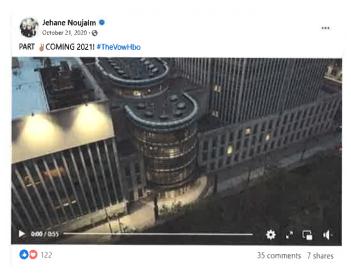
- **49.** Upon information and belief, Defendant HBO reviewed the July 11, 2022 Release Agreement signed by Plaintiff and knew that the Constantino call was not covered by the agreement.
- 50. Upon information and belief, Defendants The Square LLC (State LLC), The Othrs LLC (a Florida LLC), and The Othrs Licensing Corp. (a Florida corporation) by and through their members Defendants Noujaim and Amer solicited and marketed the broadcast of *The Vow* specifically season two, episode three to Defendant HBO including the Constantino call broadcast to the public without Plaintiff's consent.
- 51. Upon information and belief, the Defendants collectively conspired to broadcast the Constantino call in violation of Plaintiff's right to privacy with full knowledge that Plaintiff had neither consented nor waived his right to privacy in the call.
- **52.** Defendants individually and collectively gained a commercial advantage from the use of Plaintiff's name, identity and voice without his consent.

COUNT I RIGHT OF PUBLICITY AS TO ALL DEFENDANTS

- **53.** Paragraphs 1 through 51 are incorporated by reference as if more fully stated herein.
- **54.** Plaintiff has a right to privacy and a right of publicity in Missouri. See *Doe v. TCI Cablevision*, 110 S.W.3d 363 (Mo. 2003).
- 55. Plaintiff has a statutory right of privacy in New York to his name, portrait, picture, or voice being used in a film or television production. See N.Y. Civ. Rights Law § 51.
- **56.** Defendants, jointly and severally, used Plaintiff's voice, likeness and name to gain a commercial advantage for profit in a video production, *The Vow*, aired on HBO beginning on October 31, 2022 and continuing to present.

57. The Vow was a commercial success continuing to generate revenue for the Defendants, as acknowledged by Defendant Noujaim on her Facebook page.









58. Plaintiff was damaged by the publication, without his consent, of the Constantino call.

COUNT II CIVIL CONSPIRACY AS TO ALL DEFENDANTS

- 59. Paragraphs 1 through 57 are incorporated by reference as if more fully stated herein.
- **60.** Defendants conspired, aided and abetted and otherwise colluded with each other individually and collectively to knowingly collect and publish for commercial gain the identity, likeness and voice of Plaintiff without his consent or any legal justification.

61. Defendants conspired with an unlawful objective to broadcast Plaintiff's identity and voice in season two, episode three of *The Vow* in order to increase publicity and continue their commercial gain with knowledge that Plaintiff had not consented to his identity and likeness from the Constantino call being broadcast.

62. Upon information and belief, Defendants collaborated jointly and severally to publish the identity and voice of Plaintiff without his consent in relation to the Constantino call by in person meetings and electronic means.

63. Defendants engaged in the overt act of publishing the Constantino call without the consent of Plaintiff by inducing Plaintiff to consent to filming and use of his likeness, name, image and voice on or after July 11, 2020, with full knowledge of the Constantino call.

64. Plaintiff was damaged by the publication, without his consent, of the Constantino call.

WHEREFORE,

1. Plaintiff demands a trial by jury.

2. Plaintiff seeks an award of damages in excess of \$75,000 to be determined by proof at trial against each and every Defendant, jointly and severally.

3. All other remedies allowed by law.

DATED this 31st day of October 2023.

Sworn to and subscribed before me this 3/ \$1 date of ________, 2023.

Witness my hand and official seal.

Notary Public Bushow DEM

BARBARA D. RENFROW
Notary Public - Notary Seal
State of Missouri
Commission Engines: May 31, 2024
Commission Number: 20606492

Respectfully submitted,

Marc Elliot

Defendant, pro se

5655 Pershing Ave, Apt 529

St. Louis, MO 63112

marc@marcelliot.com

314-252-0579

EXHIBIT 1

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 16 of 65 PageID #: 22

THE SQUARE LLC - Producer

CONSENT AND RELEASE

I consent and give my permission to The Square LLC (the "Producer," which, as referenced in this consent and release, includes the Producer's affiliates, successors, licensees and assigns), to interview, film, photograph and record me starting July 11th, 2020 (collectively, the "Footage"), in connection with the Forgotten Ones movement, and to use the Footage and my name, voice, likeness and biography in Producer's documentary series about NXIVM (the "Documentary Series"), its exploitation in all versions, formats and media worldwide in perpetuity, the advertising and promotion of the Documentary Series, and otherwise in connection with the subject matter. Producer shall have the right to assign its rights hereunder to any person, corporation or entity. Following release of the Documentary Series, I may request in writing and Producer will use good faith efforts to cause any Footage featuring me in connection with the Forgotten Ones movement which is not used in the Documentary Series to be licensed to me for historical purposes or any other purposes that are mutually agreed upon in writing, on terms to be negotiated in good faith. The above provision shall be subject to the approval of the distributor of the Documentary Series and any rights of other subjects contained in the Footage.

I know that the subject matter of the Documentary Series is sensitive and will not disclose to anyone the Documentary Series' existence or any other information concerning it, including my participation in the interview. I will not give any interviews or authorize any publicity relating to the Documentary Series without Producer's prior written approval.

I agree not to make any claim of any nature against the Producer or any third party relating to the Documentary Series and your filming of me, including but not limited to claims for moral rights, defamation, privacy, publicity, or payment. I agree that I do not have any right of inspection or approval of the uses of the Footage pursuant to this consent and release. I agree to jurisdiction of state and federal courts located in New York, New York that New York law shall govern this release, and hereby specifically waive the right to seek equitable or injunctive relief or to otherwise enjoin, restrain, or interfere with the production, distribution, exploitation, promotion, or exhibition of the Documentary Series or use of any of the above grants.

I confirm that I am not basing my consent and release on any information or statements other than what is contained herein. Since I understand that Producer is relying on the consent and release being granted herein, including making binding contractual commitments and incurring significant expense, I agree that it cannot be revoked.

Signature: _	Man 10
Printed: Ma	rc Elliot
Address:	99 Wall St, Suite #1958, New York, 10005
Email:	marc@marcelliot.com

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 17 of 65 PageID #: 23

THE SQUARE LLC - Producer

CONSENT AND RELEASE

Date:			
Date.			

Elliot cnarro@nnarroelliot. #: 1-1-18 Doc. #: 1-19 Doc. # Dee Harry

This year control for the W. Water Character Marc Elliot emarc@marce With all the filming that took place today surrounding CBS, it only made sense I also sign the release at this point. Attached is my release form. Karim, I know we haven't had the chance to meet. Would it be possible if the three or us taked soon?

Marc Elliot Inspirational Speaker www.marcelliot.com

Marc Elliot's Release Form

Smail Gmail

Marc Elliot cmarc@marcelliot.com>
To: karimamer@theothrs.com

Hi Karlm and Jehne,

-Marc Eliot

Appearance Release (The Square LLC) 8.6.20.pdf 661K

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 19 of 65 PageID #: 25



Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address:
MARC BRANDAN ELLIOT	MARC BRANDAN ELLIOT
	5655 PERSHING AVE
	APT 529
	vs. ST LOUIS, MO 63112
Defendant/Despendent	
Defendant/Respondent:	Court Address:
HBO HOME ENTERTAINMENT CORP	CIVIL COURTS BUILDING
Nature of Suit:	10 N TUCKER BLVD
CC Other Tort	SAINT LOUIS, MO 63101
-	
	(Date File Stamp)
Summons for Per	sonal Service Outside the State of Missouri
	(Except Attachment Action)
The State of Missouri to: HBO HOME ENTER	RTAINMENT CORP
Alias:	
THE CORPORATION TRUST COMPANY	NEW CASTLE COUNTY, DE
1209 ORANGE ST WILMINGTON, DE 19801	,
	d to appear before this court and to file your pleading to the petition, copy of
	and to serve a copy of your pleading upon the attorney for the
	t the above address all within 30 days after service of this summons upon
	ne day of service. If you fail to file your pleading, judgment by default will be
taken against you t	for the relief demanded in this action.
Novemb	per 2, 2023 Thomas Kloeppinger
CITY OF ST LOUIS NOVEMIN	Close
Da	Clerk C
Further Information:	
Further Information:	
	er's or Server's Affidavit of Service
	er's or Server's Affidavit of Service
Offic	
Offic I certify that: 1. I am authorized to serve process in civil a 2. My official title is	actions within the state or territory where the above summons was served. of County, (state).
Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 3. I have served the above Summons by: (continuous continuous contin	actions within the state or territory where the above summons was served. of County, (state). heck one)
Offic I certify that: 1. I am authorized to serve process in civil a 2. My official title is 3. I have served the above Summons by: (c delivering a copy of the summons an	actions within the state or territory where the above summons was served. of County, (state). heck one) d petition to the defendant/respondent.
Offic I certify that: 1. I am authorized to serve process in civil at a copy of the summons and leaving a copy of the summons a copy of the copy of the summons a copy of the summons a copy of the summons	actions within the state or territory where the above summons was served. County, (state). heck one) d petition to the defendant/respondent. petition at the dwelling house or usual place of abode of the defendant/respondent
Offic I certify that: 1. I am authorized to serve process in civil at a copy of the summons and with with	actions within the state or territory where the above summons was served. of County, (state). heck one) d petition to the defendant/respondent. petition at the dwelling house or usual place of abode of the defendant/respondent, a person at least 18 years of age residing therein.
Offic I certify that: 1. I am authorized to serve process in civil at a copy of the summons and putth leaving a copy of the summons and leaving a copy of the summons and leaving a copy of the summons a copy of	actions within the state or territory where the above summons was served. of County, (state). heck one) d petition to the defendant/respondent. petition at the dwelling house or usual place of abode of the defendant/respondent, a person at least 18 years of age residing therein. ng a copy of the summons and petition to
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Offic I certify that: 1. I am authorized to serve process in civil at a copy of the summons and putth leaving a copy of the summons and leaving a copy of the summons and leaving a copy of the summons a copy of	dections within the state or territory where the above summons was served. of County, (state). heck one) d petition to the defendant/respondent. petition at the dwelling house or usual place of abode of the defendant/respondent , a person at least 18 years of age residing therein. Ing a copy of the summons and petition to (title).
Office I certify that: 1. I am authorized to serve process in civil at a served the above Summons by: (complete in the served the above Summons and process in civil at a served the above Summons by: (complete in the served the above Summons and process in civil at a served the above Summons by: (complete in the served in	actions within the state or territory where the above summons was served. of County, (state). heck one) d petition to the defendant/respondent. petition at the dwelling house or usual place of abode of the defendant/respondent, a person at least 18 years of age residing therein. ng a copy of the summons and petition to (name) (title).
Office I certify that: 1. I am authorized to serve process in civil at a a authorized to serve process in civil at a authorized to serve a the authorized to serve at a authorized to serve at a authorized to serve process in civil at a auth	dections within the state or territory where the above summons was served.
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Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 2. My official title is 3. I have served the above Summons by: (or in the delivering a copy of the summons and provided in the delivering at copy of the summons and copy of the summons	actions within the state or territory where the above summons was served.
Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 3. I have served the above Summons by: (complete the served of the summons and process in civil at 2. My official title is 3. I have served the above Summons by: (complete the summons and process of the summons of the summons and process of the summons and process of the summons and process of the summons of the summons of the summons and process of the summons of the summo	actions within the state or territory where the above summons was served.
Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 3. I have served the above Summons by: (complete the served of the summons and process in civil at 2. My official title is 3. I have served the above Summons by: (complete the summons and process of the summons of the summons and process of the summons and process of the summons and process of the summons of the summons of the summons and process of the summons of the summo	actions within the state or territory where the above summons was served.
Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 3. I have served the above Summons by: (and the served the above Summons and the service on a corporation) delivering a copy of the summons and the service on a corporation) delivering the service of the summons and the service on a corporation) delivering the service of the service on a corporation of the service of the service of the summons and the service of the summons and the service of the serv	actions within the state or territory where the above summons was served.
Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 3. I have served the above Summons by: (complete the served of the summons and process in civil at 2. My official title is 3. I have served the above Summons by: (complete the summons and process of the summons of the summons and process of the summons and process of the summons and process of the summons of the summons of the summons and process of the summons of the summo	cactions within the state or territory where the above summons was served.
Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 3. I have served the above Summons by: (and the served the above Summons and the service on a corporation) delivering a copy of the summons and the service on a corporation) delivering the service of the summons and the service on a corporation) delivering the service of the service on a corporation of the service of the service of the summons and the service of the summons and the service of the serv	actions within the state or territory where the above summons was served.
Office I certify that: 1. I am authorized to serve process in civil at 2. My official title is 3. I have served the above Summons by: (and the served the above Summons and the service on a corporation) delivering a copy of the summons and the service on a corporation) delivering the service of the summons and the service on a corporation) delivering the service of the service on a corporation of the service of the service of the summons and the service of the summons and the service of the serv	cactions within the state or territory where the above summons was served.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 20 of 65 PageID #: 26			
Service Fees			
Summons \$ Non Est \$			
Mileage \$ (miles @ \$ per mile) Total \$			
See the following page for directions to officer making return on service of summons.			
Directions to Officer Making Return on Service of Summons			
A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.			

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 21 of 65 PageID #: 27



Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423
Plaintiff/Petitioner: MARC BRANDAN ELLIOT	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT 5655 PERSHING AVE
, ve	APT 529
VS.	ST LOUIS, MO 63112
Defendant/Respondent: HBO HOME ENTERTAINMENT CORP	Court Address: CIVIL COURTS BUILDING
Nature of Suit:	10 N TUCKER BLVD
CC Other Tort	SAINT LOUIS, MO 63101
	·
	(Date File Stamp)
	nal Service Outside the State of Missouri
	xcept Attachment Action)
The State of Missouri to: JEHANE NOJAIME Alias:	
14 E 4TH ST UNIT 1107 NEW YORK, NY 10002	
which is attached, and plaintiff/petitioner at the	appear before this court and to file your pleading to the petition, copy of to serve a copy of your pleading upon the attorney for the above address all within 30 days after service of this summons upon ay of service. If you fail to file your pleading, judgment by default will be ne relief demanded in this action. 2, 2023
CITY OF ST LOUIS November 2	2, 2023 Thomas Moeppunger
, Date	Clerk
Further Information:	
	or Server's Affidavit of Service
I certify that:	and the state of t
	ns within the state or territory where the above summons was served. County, of (state).
 I have served the above Summons by: (check 	one)
delivering a copy of the summons and per	
with	on at the dwelling house or usual place of abode of the defendant/respondent, a person at least 18 years of age residing therein.
(for service on a corporation) delivering a	copy of the summons and petition to
	(title).
	(address)
inCounty,	(state), on (date) at (time).
Printed Name of Sheriff or Server	Signature of Sheriff or Server
	before me this (day) (month) (year).
· · · · · · · · · · · · · · · · · · ·	ne clerk of the court of which affiant is an officer. ne judge of the court of which affiant is an officer.
Па	uthorized to administer oaths in the state in which the affiant served the above
	summons. (use for out-of-state officer)
_	authorized to administer oaths. (use for court-appointed server)
	Signature and Title
	Signature and Title

Cas	se: 4:23-cy-01611-SEP
Service Fee	s
Summons	\$
Non Est	\$
Mileage	\$ per mile)
Total	\$
	See the following page for directions to officer making return on service of summons.
	cos and remaining page for an estation to emeter making feturn on service of summoris.

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 23 of 65 PageID #: 29



Judge or Division: ELIZABETH BYRNE HO	GAN	Case Number: 2322-CC09423		
Plaintiff/Petitioner: MARC BRANDAN ELLIC	OT vs.	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT 5655 PERSHING AVE APT 529 ST LOUIS, MO 63112		
Defendant/Respondent: HBO HOME ENTERTAII Nature of Suit: CC Other Tort	NMENT CORP	Court Address: CIVIL COURTS BUILDING 10 N TUCKER BLVD SAINT LOUIS, MO 63101		
	·-·		(Date F	File Stamp)
S		nal Service Outside the State of M	issouri	
The Chair of Minner 14		xcept Attachment Action)		_
The State of Missouri to: 14 E 4TH ST UNIT 1107 NEW YORK, NY 10002	KARIM AMER Alias:			
COURT SEAL OF	which is attached, and the plaintiff/petitioner at the you, exclusive of the date.	appear before this court and to file your ple to serve a copy of your pleading upon the a above address all within 30 days after ser by of service. If you fail to file your pleading e relief demanded in this action.	attorney for the vice of this summo , judgment by defar	ns upon ult will be
CITY OF ST LOUIS	November 2	2, 2023 Thomas	Kloeppinger	
	Date Further Information:		Clerk	
l contifutbot.	Officer's	or Server's Affidavit of Service		
My official title is	serve process in civil action	s within the state or territory where the above so	ummons was served ounty,	(state).
leaving a copy	of the summons and petition	ition to the defendant/respondent. on at the dwelling house or usual place of abode, a person at least 18 years of age residing		spondent
	a corporation) delivering a	copy of the summons and petition to (name)		(title).
other:		(101110)		·
Served at	·			(address)
		(state), on (
			•	
	l am: (check one) 🔲 th	Signature before me this (day) ne clerk of the court of which affiant is an officer. ne judge of the court of which affiant is an officer.	•	(year).
(Seal)	☐ ai s	uthorized to administer oaths in the state in which ummons. (use for out-of-state officer) uthorized to administer oaths. (use for court-app	ch the affiant served	the above
		Signature	e and Title	

Case: 4:23-cy-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 24 of 65 PageID #: 30
Service Fees
Summons \$
Non Est \$
Mileage \$ (miles @ \$ per mile)
Total \$
See the following page for directions to officer making return on service of summons.

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 25 of 65 PageID #: 31



		_
Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423	
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address:	
MARC BRANDAN ELLIOT	MARC BRANDAN ELLIOT	
	5655 PERSHING AVE	
	APT 529	.
VS.	ST LOUIS, MO 63112	
Defendant/Respondent:	Court Address:	
HBO HOME ENTERTAINMENT CORP	CIVIL COURTS BUILDING	
Nature of Suit:	10 N TUCKER BLVD	
CC Other Tort	SAINT LOUIS, MO 63101	1
		(Date File Stamp)
	nal Service Outside the State of Misso	ari
	xcept Attachment Action)	
The State of Missouri to: THE OTHRS LLC		
Alias: 201 ALHAMBRA CIRCLE SUITE 1205	BALABAL DA DI	COUNTY EL
C/O LEE J OSIASON	IVIIAIVII-DADI	E COUNTY, FL
CORAL GABLES, FL 33134		
	appear before this court and to file your pleading	
	to serve a copy of your pleading upon the attorne	
	above address all within 30 days after service of	
	ay of service. If you fail to file your pleading, judgr	nent by default will be
taken against you for tr	ne relief demanded in this action.	3
CITY OF ST LOUIS November :	2, 2023 Thomas /lloe	njunger
Date	Clerk	
Further Information:		
A#* 1		
Ufficer's	or Server's Affidavit of Service	
,	ns within the state or territory where the above summor	e was samed
2. My official title is	of of County,	
3. I have served the above Summons by: (check		(0.0.0).
delivering a copy of the summons and pe		
leaving a copy of the summons and petition	on at the dwelling house or usual place of abode of the	defendant/respondent
	, a person at least 18 years of age residing therein	1.
(for service on a corporation) delivering a	(name)	(title)
other	(name)	
other:		 .
Served at		
in County		
inCounty,	(state), on(date) a	
inCounty,		
	(state), on (date) a	t (time).
Printed Name of Sheriff or Server	(state), on (date) a	t (time).
Printed Name of Sheriff or Server Subscribed and sworn to	(state), on (date) a Signature of She before me this (day)	t (time).
Printed Name of Sheriff or Server Subscribed and sworn to I am: (check one) t	(state), on (date) a	t (time).
Printed Name of Sheriff or Server Subscribed and sworn to I am: (check one) tt	(state), on (date) a Signature of She before me this (day) (ne clerk of the court of which affiant is an officer. ne judge of the court of which affiant is an officer. uthorized to administer oaths in the state in which the	t (time). eriff or Server (month) (year).
Printed Name of Sheriff or Server Subscribed and sworn to I am: (check one)	Signature of She before me this (day) (day) (ne clerk of the court of which affiant is an officer. uthorized to administer oaths in the state in which the summons. (use for out-of-state officer)	t (time). priff or Server (month) (year). affiant served the above
Printed Name of Sheriff or Server Subscribed and sworn to I am: (check one)	(state), on (date) a Signature of She before me this (day) (ne clerk of the court of which affiant is an officer. ne judge of the court of which affiant is an officer. uthorized to administer oaths in the state in which the	t (time). priff or Server (month) (year). affiant served the above
Printed Name of Sheriff or Server Subscribed and sworn to I am: (check one)	Signature of She before me this (day) (day) (ne clerk of the court of which affiant is an officer. uthorized to administer oaths in the state in which the summons. (use for out-of-state officer)	t (time). priff or Server (year). affiant served the above

Case: 4:23-cv-01611-SEP_Doc. #: 1-1_Filed: 12/15/23_Page: 26 of 65 PageID #: 32		
Service Fees		
Summons \$		
Non Est \$		
Mileage \$ (miles @ \$ per mile)		
Total \$		
See the following page for directions to officer making return on service of summons.		
Directions to Officer Making Return on Service of Summons		
A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so		

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.

receive the same.



Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 27 of 65 PageID #: 33

Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423	
Plaintiff/Petitioner: MARC BRANDAN ELLIOT vs.	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT 5655 PERSHING AVE APT 529 ST LOUIS, MO 63112	
Defendant/Respondent: HBO HOME ENTERTAINMENT CORP Nature of Suit:	Court Address: CIVIL COURTS BUILDING 10 N TUCKER BLVD	
CC Other Tort	SAINT LOUIS, MO 63101	
	nal Service Outside the State of Missouri	(Date File Stamp)
The State of Missouri to: THE OTHRS LICENSING	except Attachment Action)	
Alias:	G CORP	
201 ALHAMBRA CIRCLE SUITE 1205 C/O LEE J OSIASON CORAL GABLES, FL 33134	MIAMI-DADE CO	UNTY, FL
which is attached, and plaintiff/petitioner at the you, exclusive of the date	appear before this court and to file your pleading to the to serve a copy of your pleading upon the attorney for to above address all within 30 days after service of this say of service. If you fail to file your pleading, judgment be relief demanded in this action.	he ummons upon
CITY OF ST LOUIS November 2	2, 2023 Thomas Ploeppin	yer
Date Further Information:	Clerk	0
	or Server's Affidavit of Service	
My official title is	ns within the state or territory where the above summons was of County,	
3. I have served the above Summons by: (check delivering a copy of the summons and petitic		
with	, a person at least 18 years of age residing therein.	dant/respondent
with (for service on a corporation) delivering a	, a person at least 18 years of age residing therein. copy of the summons and petition to (name)	·
with (for service on a corporation) delivering a other:	, a person at least 18 years of age residing therein. copy of the summons and petition to(name)	(title).
with (for service on a corporation) delivering a other: Served at	, a person at least 18 years of age residing therein. copy of the summons and petition to (name)	(title). (address)
with (for service on a corporation) delivering a other: Served at	, a person at least 18 years of age residing therein. copy of the summons and petition to(name)	(title). (address)
with (for service on a corporation) delivering a other: Served at for County, Printed Name of Sheriff or Server Subscribed and sworn to I am: (check one) th tr a s	, a person at least 18 years of age residing therein. copy of the summons and petition to (name)	(title). (address) (time). erver (year).

Case: 4:23-cv	-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 28 of 65 PageID #: 34
Service Fees	
Summons \$	
Non Est \$	
Mileage \$	(miles @ \$ per mile)
Total \$	
' 	the following page for directions to officer making return on service of summons.

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 29 of 65 PageID #: 35



Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423	
Plaintiff/Petitioner: MARC BRANDAN ELLIOT vs.	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT 5655 PERSHING AVE APT 529 ST LOUIS, MO 63112	
Defendant/Respondent:	Court Address:	
HBO HOME ENTERTAINMENT CORP	CIVIL COURTS BUILDING	
Nature of Suit: CC Other Tort	10 N TUCKER BLVD SAINT LOUIS, MO 63101	
CC Other Tort	67 (IV) 20010, INO 00101	
0		(Date File Stamp)
	nal Service Outside the State of Missou except Attachment Action)	rı
The State of Missouri to: THE SQUARE LLC		
Alias: LISA WISLEY, RAGT	DDOOK! VAL	COLINETY ADV
160 VAN BRUNT ST THIRD FL BROOKLYN, NY 11231	BROOKLYN	COUNTY, NY
	appear before this court and to file your pleading to	
	to serve a copy of your pleading upon the attorney	
	above address all within 30 days after service of a specified as a service. If you fail to file your pleading, judgm	
	ne relief demanded in this action.	,
CITY OF ST LOUIS November 2	2, 2023 Thomas Klock	yringer
CITY OF ST LOUIS NOVEMBER 2	Clerk	<i>z</i> -0
Further Information:		
Officer's	or Server's Affidavit of Service	
I certify that:		
 I am authorized to serve process in civil action My official title is 	is within the state or territory where the above summons of County,	
I have served the above Summons by: (check		(state).
delivering a copy of the summons and per		
	on at the dwelling house or usual place of abode of the c, a person at least 18 years of age residing therein.	
(for service on a corporation) delivering a		
	(name)	(title).
other:		·
inCounty,	(state), on (date) at	(time).
Printed Name of Sheriff or Server	Signature of Sheri	iff or Server
	before me this (day) (ne clerk of the court of which affiant is an officer.	nonth) (year).
· · · · · · · · · · · · · · · · · · ·	ne judge of the court of which affiant is an officer.	
(Seal) a	uthorized to administer oaths in the state in which the a	ffiant served the above
s · · · · · · · · · · · · · · · · · · ·	ummons. (use for out-of-state officer) uthorized to administer oaths. (use for court-appointed :	sanıar)
а	autonzea to autominister barris, (use for court-appointed t	301 VG1)
	Signature and Title	e

Ca	.se: 4:23-cv-01611-SEP
Service Fe	
Summons	\$
Non Est	\$
Mileage	\$(miles @ \$ per mile)
Total	\$
1	See the following page for directions to officer making return on service of summons.

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 31 of 65 PageID #: 37



Judge or Division: ELIZABETH BYRNE HO	GAN	Case Number: 2322-CC09423	
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address:	
MARC BRANDAN ELLIC	Τ	MARC BRANDAN ELLIOT	
		5655 PERSHING AVE	
		APT 529	
	VS.	ST LOUIS, MO 63112	
Defendant/Respondent:		Court Address:	
HBO HOME ENTERTAIN	MENT CORP	CIVIL COURTS BUILDING	
Nature of Suit:		10 N TUCKER BLVD SAINT LOUIS, MO 63101	
CC Other Tort		SAINT LODIS, WO 03101	
			(Date File Stamp)
Sı	ummons for Person	nal Service Outside the State of Missou	· · · · · · · · · · · · · · · · · · ·
•		xcept Attachment Action)	•
The State of Missouri to:	ISABELLA CONSTANTII		
	Alias:		
625 LAFAYETTE AVENUE		ERIE COUNT	Y, NY
BUFFALO, NY 14222			
COURT SEAL OF		appear before this court and to file your pleading to	
CONTO		to serve a copy of your pleading upon the attorney	
		above address all within 30 days after service of the service of t	
(S)(V)(S)		y of service. If you fail to file your pleading, judgment relief demanded in this action.	•
		TO 110	*
CITY OF ST LOUIS	November 2	2, 2023 Thomas Kloep	penger
	Date	Clerk	U
	Further Information:		
I contif that	Officer's	or Server's Affidavit of Service	
I certify that:	conto prococs in civil action	s within the state or territory where the above summons	was samed
2. My official title is	serve process in civil action	of County,	
	above Summons by: (check	one)	(otato).
		ition to the defendant/respondent.	
leaving a copy	of the summons and petition	on at the dwelling house or usual place of abode of the c	lefendant/respondent
		, a person at least 18 years of age residing therein. copy of the summons and petition to	
(tot service off	a corporation) delivering a	(name)	(title).
		(13.11.5)	
in	County.	(state), on(date) at	(time).
·		()	
			
Printed Nar	ne of Sheriff or Server	Signature of Sheri before me this (day) (m	ff or Server nonth) (year).
•	lam: (check one)	ne clerk of the court of which affiant is an officer.	(year).
	· · · =	ne judge of the court of which affiant is an officer.	
(Seal)	□ a	uthorized to administer oaths in the state in which the at	fiant served the above
(Ocal)		ummons. (use for out-of-state officer)	,
	∐ a	uthorized to administer oaths. (use for court-appointed s	server)
		Signature and Title	
		Signature and Title	

Cas	e: 4:23-cv-01611-SEP
Service Fee	s
Summons	\$
Non Est	\$
Mileage	\$(miles @ \$per mile)
Total	\$
	See the following page for directions to officer making return on service of summons.

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.



TWENTY-SECOND JUDICIAL CIRCUIT OF MISSOURI CITY OF ST. LOUIS

THOMAS KLOEPPINGER CIRCUIT CLERK

NOVEMBER 2, 2023

Cause Number: 2322-CC09423

Dear MR MARC ELLIOT

Please find enclosed herein, two (2) copies of the summons with attached Petition in regard to the above cause number.

You must forward both copies to the NEW CASTLE COUNTY, DE, THE COUNTY OF NEW YORK, NY, MIAMI-DADE COUNTY, FL, BROOKLYN COUNTY, & ERJECOUNTY, NY SHERIFF'S DEPARTMENT or other process server in the county and state where you are attempting to serve the defendants.

As the summons must be served within thirty (30) days of issue date, it is very important that you do this as soon as possible or the summons will expire.

Sincerely,

THOMAS KLOEPPINGER

Circuit Clerk

'M MCMULLEN

Deputy Clerk

wintiff/Petitioner: ARC BRANDAN ELLIOT vs. fendant/Respondent: O HOME ENTERTAINMENT CORP ture of Suit: C Other Tort	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT 5655 PERSHING AVE APT 529 ST LOUIS, MO 63112 Court Address: CIVIL COURTS BUILDING 10 N TUCKER BLVD SAINT LOUIS, MO 63101	22 JUDICIAL CIRCUIT CIBOUT PLERK'S OFFICE BY DEPUT
ture of Suit:	CIVIL COURTS BUILDING 10 N TUCKER BLVD	
		(Date File Stamp)
	onal Service Outside the State of N	Aissouri '
ue State of Missouri to: HBO HOME ENTERTA	Except Attachment Action)	
which is attached, and plaintiff/petitioner at the you, exclusive of the taken against you for	o appear before this court and to file your plot to serve a copy of your pleading upon the ne above address all within 30 days after se day of service. If you fail to file your pleading the relief demanded in this action.	attorney for the ervice of this summons upon g, judgment by default will be
CITY OF ST LOUIS November	2, 2023	Clerk
Further Information:		
Officer*	's or Server's Affidavit of Service	
with	of NEW CASTLE (ck one) cetition to the defendant/respondent. ition at the dwelling house or usual place of about the defendant at least 18 years of age residing	County, DE (state)
(for service on a corporation) delivering ROBIN HUTT BANKS	a copy of the summons and petition to (name) MANAGING AGENT	(title).
other:		
Served at 1209 ORANGE ST WILMINGTO		(date) at 2:45 PM (time).
in NEW CASTLE County, D	DE (state), on11/15/2023	(date) at 2:45 PM (time).

authorized to administer oaths in the state in which the affiant served the above

Signature and Title

authorized to administer/oaths. (use for court-appointed server)

summons. (use for out-of-state officer)

KEVIN DUNN

STATE OF DELAWARE

My Commission Expires on July 26, 2026

(Seal) NOTARY PUBLIC

	Service Fees		
١.	Summons	\$	
	Non Est	\$	
	Mileage	\$((•
	Total	\$	
l		See the following page for directions to officer making return on service of summons.	

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of any public, municipal, governmental, or guasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

BRANDYWINE PROCESS SERVERS, LTD.

PO BOX 1360 Wilmington, DE 19899 302-475-2600 brandywineps@comcast.net www.wilmingtonprocessserver.com

INVOICE

BILL TO MARC BRANDON ELLIOT 5655 PERSHING AVE APT 529 ST LOUIS, MO 63101 INVOICE # 12796
DATE 11/15/2023
DUE DATE 12/15/2023
TERMS Net 30

DATE	CASE CAPTION					AMOUNT
11/15/2023	MARC BRANDON ELLIO SERVICE C/O CT	Γ V	HBO ENTERTA	AINMENT C	ORP	99.00
•••••			PAYMENT BALANCE DUE	3	· · · · · ·	99.00 \$0.00

IN THE TWENTY-SECOND JUDICIAL CIRCUIT COURT OF MISSOURI



Case No.: 2322-CC09423

MARC BRANDAN ELLIOT

妈别 NOV 27 PM 1:18

Plaintiff(s) / Petitioner(s)

v.

HBO HOME ENTERTAINMENT CORP. a Delaware corporation; JEHANE NOUJAIME, an individual; KARIM AMER, an individual; THE OTHRS, LLC, a Florida limited liability company; THE OTHRS LICENSING CORBP., a Florida corporation; The Square, LLC, a New York limited liability company; ISABELLA CONSTANTINO, an individual; JOHN DOES 1-10

Defendant(s) / Respondent(s)

AFFIDAVIT OF SERVICE

I, David Diaz, being duly sworn, state:

I am 18 years or older and not a party to this action or a member of a corporation or organization that is a party to this action.

I served the following documents to The Othrs Licensing Corp in Miami-Dade County, FL on November 18, 2023 at 12:06 pm at 7525 Sunset Dr, Miami, FL 33143 by leaving the following documents with Lee Osiason who as Registered Agent is authorized by appointment or by law to receive service of process for The Othrs Licensing Corp.

Summons, Directions, Complaint for Damages, and Exhibit A

White Male, est. age 65+, glasses: N, Brown hair, 140 lbs to 160 lbs, 5' 6" to 5' 9". Geolocation of Serve: https://google.com/maps?q=25.7035840791,-80.3159791019

Photograph: See Exhibit 1

Proof Job #403426 Page 1

1st On 3

Signature David Diaz +1 (786) 516-5514 Subscribed and sworn to before me this 21 day of

November, 23, by Amber Jo Martinez

Witness my hand and official seal.

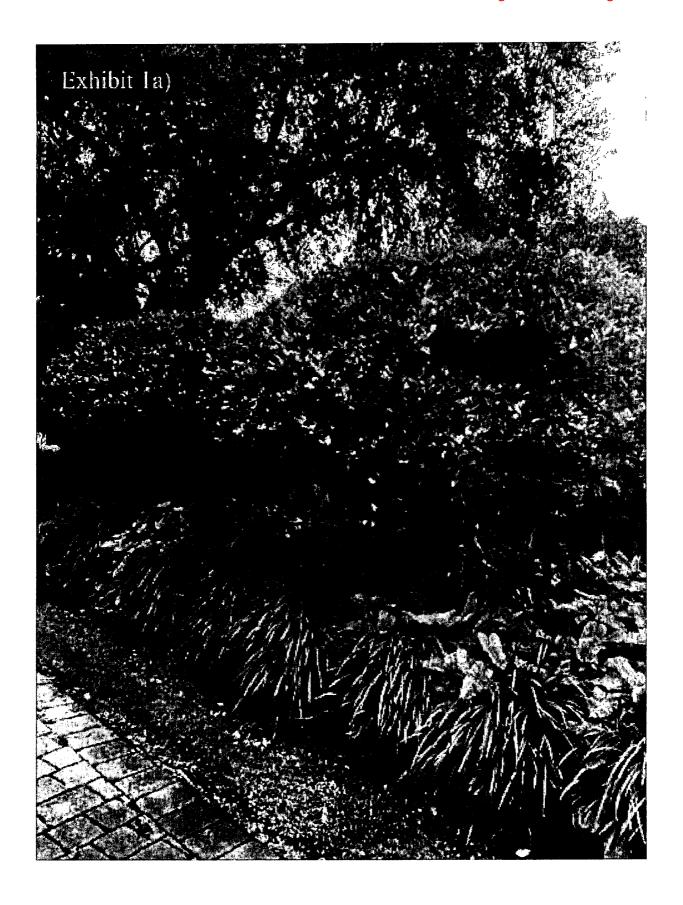
Amber Jo Martinez

Notary Public

My commission expires: 10/09/2027

Notarized online using audio-video communication

Amber Jo Martinez
Electronic Notary Public
State of Colorado
Commission #: 20194038470
Commission Expires: 10/09/2027



Proof Job #403426 Page 3



			
Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC094	123	
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorne	y/Address:	
MARC BRANDAN ELLIOT	MARC BRANDAN ELLIOT 5655 PERSHING AVE		· · ·
	APT 629		
vs.	ST LOUIS, MO 63112		
Defendant/Respondent:	Court Address:		
HBO HOME ENTERTAINMENT CORP Nature of Suit:	CIVIL COURTS BUILDING 10 N TUCKER BLVD	T.	
CC Other Tort	SAINT LOUIS, MO 63101		
		(Date F	le Stamp)
	nal Service Outside the Sixcept Attachment Action)	State of Missouri	,
The State of Missouri to: THE OTHRS LICENSIN			
Allas: 201 ALHAMBRA CIRCLE SUITE 1205		MIAMI-DADE COUNTY	FI
C/O LEE J OSIASON		WINAWII-DADE COONTT	, 1 -
CORAL GABLES, FL 33134 COURT SEAL OF You are summoned to	annear hefore this court and to	o file your pleading to the petition	o convert
Tou are durintened to	to serve a copy of your pleadir		i, oopy or
		ays after service of this summor	
you, exclusive of the d	ay of service. If you fall to file year	our pleading, judgment by defau	iit wiii be
taken agamet yed for t	o occo	Our pleading, judgment by delate on. Thomas Maeppinger	
CITY OF ST LOUIS NOVEMBER	2, 2023	Clerk	
Further Information:		Oloin G	
	or Server's Affidavit of Serv	rice	
I certify that: 1. I am authorized to serve process in civil actio	no within the state or territors when	ro the above cummons was served	
My official title is I have served the above Summons by: (chec	of	County,	(state).
3. I have served the above Summons by: (chec	(one)		
delivering a copy of the summons and petit			pondent
with	, a person at least 18 years o	of age residing therein.	
X (for service on a corporation) delivering a	copy of the summons and petition (name)	n to Registered Agent	(title).
other:			·
Served at7525 Sunset Dr, Miami, FL 33143	}		(address)
in Miami-Dade County,	Florida (state), on 11/1	.8/2023 (date) at 12:06 pm	(time).
Printed Name of Sheriff or Server		Signature of Sheriff or Server	
	before me this (day the clerk of the court of which affia	y) (month)	(year).
	ne clerk of the court of which affla he judge of the court of which affla		
(900)	authorized to administer oaths in th	he state in which the affiant served	the above
	summons. (use for out-of-state offi authorized to administer oaths. (us		
	admonzed to administer oditis. (de	so isi oodit-appointed activoly	
		Signature and Title	

IN THE TWENTY-SECOND JUDICIAL CIRCUIT COURT OF MISSOURI



Case No.: 2322-CC09423

MARC BRANDAN ELLIOT

2020 NOY 27 PM 1: 18

Plaintiff(s) / Petitioner(s)

٧.

HBO HOME ENTERTAINMENT CORP, a Delaware corporation; JEHANE NOUJAIME, an individual; KARIM AMER, an individual; THE OTHRS, LLC, a Florida limited liability company; THE OTHRS LICENSING CORP., a Florida corporation; The Square, LLC, a New York limited liability company; ISABELLA CONSTANTINO, an individual; JOHN DOES 1-10

Defendant(s) / Respondent(s)

AFFIDAVIT OF SERVICE

I, David Diaz, being duly sworn, state:

I am 18 years or older and not a party to this action or a member of a corporation or organization that is a party to this action.

I served the following documents to The OTHRS LLC in Miami-Dade County, FL on November 18, 2023 at 12:04 pm at 7525 Sunset Dr, Miami, FL 33143 by leaving the following documents with Lee Osiason who as Registered Agent is authorized by appointment or by law to receive service of process for The OTHRS LLC.

Summons, Directions, Complaint for Damages, and Exhibit 1

White Male, est. age 65+, glasses: N, Brown hair, 160 lbs to 180 lbs, 5' 6" to 5' 9". Geolocation of Serve: https://google.com/maps?q=25.7034472958,-80.3162113233

Photograph: See Exhibit 1

Page 1

Signature

David Diaz +1 (786) 516-5514 Subscribed and sworn to before

me this 21 day of November, 23, by

Amber Jo Martinez

Witness my hand and official seal.

Amber Jo Martinez

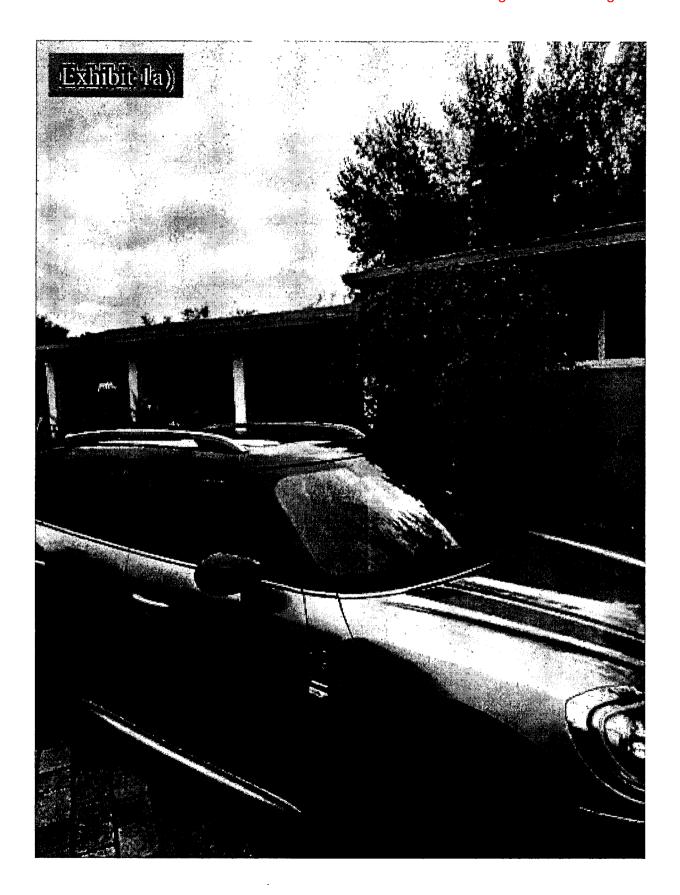
Notary Public

My commission expires:

10/09/2027

Notarized online using audio-video communication

Amber Jo Martinez **Electronic Notary Public** State of Colorado Commission #: 20194038470 Commission Expires: 10/09/2027



Proof Job #403427 Page 3

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 44 of 65 PageID #: 50



Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423	
Plaintiff/Petitioner: MARC BRANDAN ELLIOT	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT	
vs.	5655 PERSHING AVE APT 529 ST LOUIS, MO 63112	
Defendant/Respondent: HBO HOME ENTERTAINMENT CORP	Court Address: CIVIL COURTS BUILDING	
Nature of Suit: CC Other Tort	10 N TUCKER BLVD SAINT LOUIS, MO 63101	·
		(Date File Stamp)
	nal Service Outside the State of Missouri Except Attachment Action)	
The State of Missouri to: THE OTHRS LLC Alias:		
201 ALHAMBRA CIRCLE SUITE 1205 C/O LEE J OSIASON CORAL GABLES, FL 33134	MIAMI-DADE CO	DUNTY, FL
which is attached, and plaintiff/petitioner at the	appear before this court and to file your pleading to the to serve a copy of your pleading upon the attorney for a above address all within 30 days after service of this lay of service. If you fail to file your pleading, judgment	the summons upon by default will be
taken against you for t	the relief demanded in this action. 2, 2023 Clerk	
CITY OF ST LOUIS Date Further Information:	Clefk	0
Officer's	s or Server's Affidavit of Service	· · · · · · · · · · · · · · · · · · ·
1 I am euthorized to serve process in civil actio	ons within the state or territory where the above summons wa	s served. (state).
 I am authorized to serve process in civil action My official title is	k one) etition to the defendant/respondent. ion at the dwelling house or usual place of abode of the defe	(state).
 I am authorized to serve process in civil action My official title is	county, k one) etition to the defendant/respondent. ion at the dwelling house or usual place of abode of the defe, a person at least 18 years of age residing therein. a copy of the summons and petition to	(state).
1. I am authorized to serve process in civil action 2. My official title is 3. I have served the above Summons by: (check in the delivering a copy of the summons and petitic with in the company of the summons and petitic with in the company of the summons and petitic with in the company of the summons and petitic with in the company of the summons and petitic with in the company of the summons and petitic with in the company of the summons and petitic with in the company of the summons and petitic with the company of the summons and petitic with in the company of the summons and petitic with its summons and petitic with in the company of the summons and petitic with its su	of County, k one) edition to the defendant/respondent. ion at the dwelling house or usual place of abode of the defe, a person at least 18 years of age residing therein. a copy of the summons and petition to (name) Registered Agent	(state). ndant/respondent (title).
1. I am authorized to serve process in civil actio 2. My official title is 3. I have served the above Summons by: (check delivering a copy of the summons and period leaving a copy of the summons and petition with	of County, k one) edition to the defendant/respondent. ion at the dwelling house or usual place of abode of the defe, a person at least 18 years of age residing therein. a copy of the summons and petition to (name) Registered Agent	ndant/respondent(title)(address)
1. I am authorized to serve process in civil action 2. My official title is	of County, k one) etition to the defendant/respondent. ion at the dwelling house or usual place of abode of the defe, a person at least 18 years of age residing therein. a copy of the summons and petition to (name) Registered Agent	ndant/respondent(title)(address)
1. I am authorized to serve process in civil action 2. My official title is	of County, k one) etition to the defendant/respondent. ion at the dwelling house or usual place of abode of the defe, a person at least 18 years of age residing therein. a copy of the summons and petition to (name) Registered Agent ### Florida (state), on 11/18/2023 (date) at 25 before me this (day) (months)	rdant/respondent (title). (address) 2:04 pm (time).
1. I am authorized to serve process in civil actio 2. My official title is 3. I have served the above Summons by: (check delivering a copy of the summons and petition with the common and petition with the common and petition other: Served at 7525 Sunset Dr, Miami, FL 3314 in Miami-Dade County, Printed Name of Sheriff or Server Subscribed and sworn to I am: (check one)	of County, k one) etition to the defendant/respondent. ion at the dwelling house or usual place of abode of the defe, a person at least 18 years of age residing therein. a copy of the summons and petition to (name) Registered Agent #3 Florida (state), on 11/18/2023 (date) at 12 Signature of Sheriff or	(state). ndant/respondent(title)(address) 2:04 pm(time). Server th)(year).

AFFIDAVIT	OF	NON	-SERV	ICE .	

Case: 2322-CC09423	Court: 22ND JUDICIAL CIRCUIT	County: ST. LOUIS, MO	BY Job: OFFIDE DEPUT
Plaintiff / Petitioner: MARC BRANDAN ELL	ЮТ	Defendant / Respondent: HBO HOME ENTERTAINMENT CORE	P
Received by:		For: MARC BRANDAN ELLIOT	
To be served upon: KARIM AMER			

I, Rodrick Green, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name:

KARIM AMER

Address:

14 E. 4th STREET APT: 1107, NEW YORK, NEW YORK 10012

Date & Time:

Manner of Service: NON - SERVICE / BAD ADDRESS NOVEMBER 16, 2023 // 7:13 pm

Documents:

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT 1

Additional Comments: As per building conclerge, no one by name is listed within building directory.

LLS 41 Schermerhorn Street Suite 318

Brooklyn, NY 11201 800 695-7480

Subscribed and sworn to before me by the affiant who is personally known to me.

Notary Public

Date

ARLETTE SIMMONS Notary Public, State of New York No 01515162427 Qualified in New York County My Commission Expires November 05, 2024

AFFIDAVIT OF SERVICE

Case: Court: 2322-CC09423 22ND JUDICIAL CIRCUIT		County: ST. LOUIS, MO	CIRCUIT CLERK'S OFFICE By 993740
Plaintiff / Petitioner		Defendant / Respondent: HBO HOME ENTERTAINMENT CORP.	
Received by: LLS		For: MARC BRANDAN ELLIOT	
To be served upon: THE SOUARE LLC			

I, MALCOLM NEWMAN, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name:

THE SQUARE LLC VIa NEW YORK SECRETARY OF STATE

Address:

99 WASHINGTON AVENUE, ALBANY NY 12201

Manner of Service: SECRETARY OF STATE

Time & Date:

NOVEMBER 17, 2023 / 10:56 am

Documents:

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT 1 and \$40.00 STATE FILING FEE

MALCOLM NEWMAN

LLS 41 Schermerhorn Street Suite 318 Brooklyn, NY 11201 800 695-7480

personally known to me.

Subscribed and sworn to before me by the offiant who is

Notary

Date

ARLETTE SIMMONS Notary Public, State of New York No: 01515162427 Qualified in New York County

My Commission Expires November 05, 2024

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 47 of 65 PageID #: 53

AFFIDAVIT OF NON-SERVICE

1			INU Y ALWAZUZO
Case: 2322-CC09423	Court: 22ND JUDICIAL CIRCUIT	County: ST. LOUIS, MO	22ND UNICIAL CIRCUIT CIRCUIT STEEK'S OFFICE
Plaintiff / Petitioner: MARC BRANDAN ELLIOT Defendant / Respondent: HBO HOME ENTERTAINMENT CORP.		BY / / DEPUTY	
Received by: LLS For: MARC BRANDAN ELLIOT			
To be served upon: JEHANE NOJAIM			·

I, Rodrick Green, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name:

JEHANE NOJAIM

Address:

14 E. 4th STREET APT: 1107, NEW YORK, NEW YORK 10012

Date & Time:

Manner of Service: NON - SERVICE / BAD ADDRESS

Documents:

NOVEMBER 16, 2023 // 7:13 pm

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT 1

Additional Comments: As per building concierge, no one by name is listed within building directory.

LLS

41 Schermerhorn Street Suite 318 Brooklyn, NY 11201

800 695-7480

Subscribed and sworn to before me by the affiant who is personally known to me.

Notary Public

Date

ARLETTE SIMMONS

Notary Public, State of New York No: 01S15162427

Qualified in New York County My Commission Expires November 05, 2024

AFFIDAVIT OF SERVICE

Case: 2322-CC09423	Court: 22ND JUDICIAL CIRCUIT	County: ST LOUIS, MO	CHOCUT CLERK'S OFFICE
Plaintiff / Petitioner MARC BRANDAN ELL	101	Defendant / Respondent. HBO HOME ENTERTAINMENT CORP.	A DEPun
Received by: LLS		For MARC BRANDAN ELLIOT	
To be served upon: ISABELLA CONSTANT	INO		Provided to the second second second second of the form of the commence of the second

I. ELVIN SINGLETON, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name: Address.

ISABELLA CONSTANTINO

625 LAFAYETTE AVENUE, BUFFALO, NEW YORK 14222

Date & Time:

Manner of Service: PERSONAL / INDIVIDUAL

Documents:

NOVEMBER 27, 2023 // 7 41 pm

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT 1

41 Scheimerhorn Street Suite 318

Brooklyn , NY 11201 800 695-7480

Subscribed and swarn to before me by the afficient who is

Date

ARLETTE SIMMONS

Notary Public State of New York

No 01515162427

Qualified in New York County

My Commission Expires November 05 2024

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 49 of 65 PageID #: 55



Judge or Division: ELIZABETH BYRNE HO	GAN	Case Number: 2322-CC09423		
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Add	dress:	
MARC BRANDAN ELLIC)	MARC BRANDAN ELLIOT 5655 PERSHING AVE		
		APT 529		
Defendant/Demandent	VS.	ST LOUIS, MO 63112		
Defendant/Respondent: HBO HOME ENTERTAIN	NMENT CORP	Court Address: CIVIL COURTS BUILDING		
Nature of Suit:		10 N TUCKER BLVD		
CC Other Tort		SAINT LOUIS, MO 63101		
ALIA	C Cummana for Day	nonal Comica Outside the f		ile Stamp)
ALIA	•	sonal Service Outside the s xcept Attachment Action)	State of Wilssouri	
The State of Missouri to:		,		
14 E 4TH ST UNIT 1107	Alias:			
NEW YORK, NY 10002				
COURT SEAL OF		appear before this court and to file		n, copy of
		to serve a copy of your pleading up above address all within 30 days a		ns upon
	you, exclusive of the da	ay of service. If you fail to file your p		
	taken against you for th	ne relief demanded in this action.	110	
CITY OF ST LOUIS	December '	1, 2023	mas Kloeppinger	<u>, </u>
	Date Further Information:		Clerk U	
	Off		 	
I certify that:	Officer's	or Server's Affidavit of Service		
	serve process in civil action	s within the state or territory where the	above summons was served.	
 My official title is _ I have served the a 	above Summons by: (check	one) of	County,	(state).
		tition to the defendant/respondent. on at the dwelling house or usual place	of abodo of the defendant	
with	or the summons and petitic	, a person at least 18 years of age	residing therein.	pondent
		copy of the summons and petition to (name)		(title).
		(name)		(uue).
				(address)
in	County,	(state), on	(date) at	`(time).
	me of Sheriff or Server		Signature of Sheriff or Server	
	Subscribed and sworn to I am: (check one) T the	before me this (day) ne clerk of the court of which affiant is a	(month) in officer.	(year).
	☐ tt	ne judge of the court of which affiant is	an officer.	
(Seal)		uthorized to administer oaths in the sta ummons. (use for out-of-state officer)	te in which the affiant served t	the above
	_	uthorized to administer oaths. (use for	court-appointed server)	
•			Signature and Title	
			93441-0 4114 1110	

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 50 of 65 PageID #: 56 Service Fees Summons \$

Service Fee	98
Summons	\$
Non Est	\$
Mileage	\$ (miles @ \$ per mile)
Total	\$
	See the following page for directions to officer making return on service of summons.

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 51 of 65 PageID #: 57



4(20			
Judge or Division: ELIZABETH BYRNE HOO	GAN	Case Number: 2322-CC09423	
Plaintiff/Petitioner: MARC BRANDAN ELLIO	T vs.	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT 5655 PERSHING AVE APT 529 ST LOUIS, MO 63112	
Defendant/Respondent:		Court Address:	
HBO HOME ENTERTAIN	IMENT CORP	CIVIL COURTS BUILDING	
Nature of Suit:		10 N TUCKER BLVD	
CC Other Tort		SAINT LOUIS, MO 63101	
			(Date File Stamp)
ALIAS	Summons for Per	sonal Service Outside the State of	
		xcept Attachment Action)	
The State of Missouri to:	KARIM AMER Alias:		
14 E 4TH ST UNIT 1107 NEW YORK, NY 10002	Allas:		
COURT SEAL OF	which is attached, and the plaintiff/petitioner at the you, exclusive of the date.	appear before this court and to file your pleato serve a copy of your pleading upon the at above address all within 30 days after servicy of service. If you fail to file your pleading, jue relief demanded in this action.	torney for the ice of this summons upon judgment by default will be
CITY OF ST LOUIS	December 1	1, 2023 Thomas /	loeppinger
_	Date Further Information:		Clerk
	Officer's	or Server's Affidavit of Service	
I certify that: 1. I am authorized to s	nomen munanan in sicil satism		
My official title is	bove Summons by: (check	is within the state or territory where the above sui of Cou	mmons was served. unty, (state).
delivering a co	by of the summons and pet	tition to the defendant/respondent.	
with		on at the dwelling house or usual place of abode of abode of abode of a person at least 18 years of age residing the contract of the contract of a person at least 18 years of age residing the contract of th	of the defendant/respondent herein.
		copy of the summons and petition to (name)	(title).
		(name)	
		(state), on(da	
Printed Nan	ne of Sheriff or Server	Signature	of Sheriff or Server
8		before me this (day)	(month) (year).
	· —	ne clerk of the court of which affiant is an officer.	
(On a !!		ne judge of the court of which affiant is an officer. uthorized to administer oaths in the state in which	the affiant served the above
(Seal)	s	ummons. (use for out-of-state officer)	•
	☐ a	uthorized to administer oaths. (use for court-appo	pinted server)
		Signature a	and Title

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 52 of 65 PageID #: 58

MISSOURI CIRCUIT COFRICTION TWENTY-SECOND JUDICIAL CIRCUIT

(City of St. Louis)

MARC ELLIOT

And San	CODIN	ノハヘレ し		J
CIRC	UIT CL	ERK'S	OFFIC	Œ
Υ			DED	ΙĪ

HIBO HOME ENTENTHINMENT CORP, JEHANE NUVIAIN, KAMIN AMER, THE DITHUS LLC, THE OTHERS UCENSING CORP, THE SQUARE UC, ISABELLA CONSTANTINO.

CASE NO. 2322-CC09423 DIVISION 1

ORDER/JUDGEMENT/MEMORANDUM

	·
PLAINTIFF'S REQUEST	
I'M REQUESTING TO REISSUE THE SUMMENS FOR JEHR	INE NOUTHIM, KARIM
AMER AND THE SQUARE LLC FOR TEHRNE NOUTAME A	
PROCESS SERVER SERVED THE LAST KNOWN ADDRESS BUT	THEY NO LONGER LIVE THER
I SUBMITTED THE AFFIDAVITS OF NON SERVICE TO THE	
TIME TO LOCATE THEM.	
REGARDING THE SQUARE LLL, THE PROCESS SERVER,	SERVED THE LLL THROUGH
THE MY SECRETARY OF STATE BUT I JUST FOUND	
SUFFICE. I'M REQUESTING MONE TIME TO SET	_
AGENT. I DID SUBMIT THE AFFIDANT FOTHE COUNT A	FUR THE SUMMONS
SUBMITTED THROUGH THE NY SELPETHRY OF STATE	Σ.
THANK YOU.	
	MARCELLIO7
	16 /11
	Mary 15
Form 14 (Rev 2/06)	

Cas	6. 4.23-CV-U1011-SEP	DOC. #. 1-1	Fileu. 12/15/2	23 Paye. 53 01 05 PayelD #. 59	
Service Fee	s				
Summons	\$				
Non Est	\$				
Mileage	\$	mi	les @ \$ 1	per mile)	
Total	\$,,	,· ·····- · /	
	See the following page	ne for directions to	officer making retu	rn on sarvice of summone	

Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 54 of 65 PageID #: 60



- 4000	
Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423
Plaintiff/Petitioner: MARC BRANDAN ELLIOT	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT 5655 PERSHING AVE APT 529 ST LOUIS, MO 63112
VS.	
Defendant/Respondent:	Court Address:
HBO HOME ENTERTAINMENT CORP	CIVIL COURTS BUILDING
Nature of Suit:	10 N TUCKER BLVD
CC Other Tort	SAINT LOUIS, MO 63101
<u> </u>	(Date File Stamp)
ALIAS Summons for Pe	rsonal Service Outside the State of Missouri
	except Attachment Action)
The State of Missouri to: THE SQUARE LLC	
Alias:	
LISA WISLEY, RAGT	
160 VAN BRUNT ST THIRD FL	
BROOKLYN, NY 11231	
	appear before this court and to file your pleading to the petition, copy of
	to serve a copy of your pleading upon the attorney for the
	e above address all within 30 days after service of this summons upon
	ay of service. If you fail to file your pleading, judgment by default will be
taken against you for the	ne relief demanded in this action.
CITY OF ST. LOUIS December	1, 2023 Thomas Kloeppinger
CITY OF ST LOUIS December Date	Clerk
Further Information:	Oloik J
	or Server's Affidavit of Service
I certify that:	
	ns within the state or territory where the above summons was served.
 My official title is I have served the above Summons by: (check 	of County, (state).
delivering a copy of the summons and pe	
	on at the dwelling house or usual place of abode of the defendant/respondent
	, a person at least 18 years of age residing therein.
(for service on a corporation) delivering a	copy of the summons and petition to
	(name) (title).
_	
	(address)
inCounty,	(state), on (date) at (time).
Distribution of Ober 1991	
Printed Name of Sheriff or Server	Signature of Sheriff or Server before me this (day) (month) (year).
	he clerk of the court of which affiant is an officer.
· · · · · · · · · · · · · · · · · · ·	he judge of the court of which affiant is an officer.
	authorized to administer oaths in the state in which the affiant served the above
	summons. (use for out-of-state officer)
	authorized to administer oaths. (use for court-appointed server)
	· · · · · · · · · · · · · · · · · · ·
	Signature and Title

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 55 of 65 PageID #: 61	
Service Fees Summons \$	
Non Est \$ Mileage \$ (miles @ \$ per mile) Total \$	
See the following page for directions to officer making return on service of summons.	
Directions to Officer Making Return on Service of Summons	

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

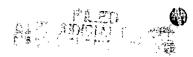
Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.



AFFIDAVIT OF SERVICE

Case: 2322 CC09423	Court: 22ND JUDICIAL CIRCUIT	County: 2323 DE Go	937440 PM 12: 18
Plaintiff / Petitioner MARC BRANDAN ELL		Defendant / Respondent: HBO HOME ENTERTAINMENT CORP.	
Received by:		For: MARC BRANDAN ELLIOT	
To be served upon: ISABELLA CONSTANT	INO.		

I ELVIN SINGLETON, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name:

ISABELLA CONSTANTINO

Address:

625 LAFAYETTE AVENUE, DUFFALO, NEW YORK 14222

Manner of Service: PERSONALY INDIVIDUAL

Date & Time:

NOVEMBER 27, 2023 // 7-41 pm

Documents:

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT I

us. 4) Schermerhorn Street Suite 318 Brooklyn, NY 11201

E00 695-7480

Subscribed and sworn to before me by the official who is

Notary Public

Date

ARLETTE SIMMONS Notary Public State of New York No 01515162427 Qualified in New York County My Commission Expires November 05: 2024



AFFIDAVIT OF NON-SERVICE

Case: 2322-CC09423	Court: 22ND JUDICIAL CIRCUIT	County: 22 DEC -4 PM 9937440					
Plaintiff / Petitioner MARC BRANDAN ELL		Defendant / Respondent: HBO HOME ENTERTAINMENT CORP.					
Received by: LLS		For: MARC BRANDAN ELLIOT					
To be served upon: KARIM AMER							

Rodrick Green, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name:

KARIM AMER

Address:

14 E: 4th STREET APT: 1107, NEW YORK, NEW YORK 10012

Date & Time:

Manner of Service: NON - SERVICE / BAD ADDRESS: NOVEMBER 16, 2023 // 7:13 pm

Documents:

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT 1

Additional Comments: As per building conclerge, no one by name is listed within building directory.

Subscribed and sworn to before me by the affiant who is

personally known to me.

LLS

41 Schermerhorn Street Suite 318

Brooklyn, NY 11201 800 695-7480

Notary Public

100rember 28,2023

Date

ARLETTE SIMMONS Notary Public, State of New York No 01515162427 Qualified in New York County My Commission Expires November 05, 2024 Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 58 of 65 PageID #: 64



AFFIDAVIT OF SERVICE

Case: 2322-CC09423	Court: 22ND JUDICIAL CIRCUIT	County: 2020 DEC Job: PH 2: 1 ST. LOUIS, MO 9937440						
Plaintiff / Petitioner	i fra	Defendant / Respondent: HBO HOME ENTERTAINMENT CORP.						
Received by:		MARC BRANDAN ELLIOT						
To be served upon: THE SOUARE LLC	· · · · · · · · · · · · · · · · · · ·							

I, MALCOLM NEWMAN, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name:

THE SQUARE LLC VIA NEW YORK SECRETARY OF STATE

Address:

99 WASHINGTON AVENUE, ALBANY NY 12201

Manner of Service: SECRETARY OF STATE

Time & Date:

NOVEMBER 17, 2023 / 10:56 am

Documents:

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT 1 and \$40.00 STATE FILING FEE

MALCOLM NEWMAN

LLS 41 Schermerhorn Street Sulte 318 Brooklyn, NY 11201 800 695-7480

Subscribed and sworn to before me by the offiant who is personally known to me.

Notary Public

Date.

ARLETTE SIMMONS Notary Public, State of New York No: 01515162427 Qualified in New York County My Commission Expires November 05, 2024

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 59 of 65 PageID #: 65



AFFIDAVIT OF NON-SERVICE

Case: 2322-CC09423	Court: 22ND JUDICIAL CIRCUIT	County: 22 DE (Jobb PM 12: 18 9937440
Plaintiff / Petitioner MARC BRANDAN ELI		Defendant / Respondent: HBO HOME ENTERTAINMENT CORP:
Received by: LLS		For MARC BRANDAN ELLIOT
To be served upon: JEHANE NOJAIM		

I, Rodrick Green, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name:

JEHANE NOJAIM

Address:

14 E. 4th STREET APT: 1107, NEW YORK, NEW YORK 10012

Manner of Service: NON - SERVICE / BAD ADDRESS

Date & Time:

NOVEMBER 16, 2023 // 7:13 pm

Documents:

SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF MISSOURI (Except Attachment Action), COMPLAINT FOR

DAMAGES and EXHIBIT 1

Additional Comments: As per building concierge, no one by name is listed within building directory.

LLS 41 Schermerhorn Street Suite 318

Brooklyn, NY 11201 800 695-7480

Subscribed and sworn to before me by the affiant who is

personally known to me.

Notary Publi

Date

ARLETTE SIMMONS. Notary Public, State of New York No: 01515162427 Qualified in New York County

My Commission Expires November 05, 2024



Judge or Division: ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423	12 PM 6: 18
Plaintiff/Petitioner; MARC BRANDAN ELLIOT	Plaintiff's/Petitioner's Attorney/Address/ MARC BRANDAN ELLIOT	
ys.	6655 PERSHING AVE APT 529 ST LOUIS, MO 63112	
Defendant/Respondent: HBO HOME ENTERTAINMENT CORP	Court Address: CIVIL COURTS BUILDING	
Nature of Suit CC Other Tort	10 N TUCKER BLVD SAINT LOUIS, MO 63101	
		(Date File Stamp)

AUA	S Summons for Persona (Except	il Service Outside th Attachment Action)	《大文·李···································	
The State of Missouri to:	THE SQUARE LLC			
LISA WISLEY, RAGT 160 VAN BRUNT ST THIRD I BROOKLYN, NY. 11231	Alias: L			
COURT SEAL OF	You are summoned to appear which is attached, and to sen plaintiff/petitioner at the above you; exclusive of the day of staken against you for the relies December 1, 20:	e a copy of your pleading e address all within 30 day ervice. If you fail to file you	upon the attorney for the s after service of this sur ir pleading, judgment by	nmons upon default will be
CITY OF ST LOUIS	December 1, 202	23	kmar /lloeppen	ب ا
	Date Further Information:		Clefk	
2. My official title is 3. I have served the a delivering a co leaving a copy with (for service on	serve process in civil actions within bove Summons by. (check one) py of the summons and petition at the summons and petition at the a corporation) delivering a copy of the summons are petition at the corporation of the summons and petition at the corporation of the summons are petition at the corporation of the summons and petition at the corporation of the summons are petitional to the summons are petitions.	of the defendant/respondent. e dwelling house or usual pla person at least 18 years of a f the summons and petition to	the above summons was se County, ace of abode of the defenda age residing therein.	(state).
Served at				(address)
* jn	County,	(state), on	(date) at	(time).
Printed Nan	ne of Sheriff or Server Subscribed and sworn to before		Signature of Sheriff or Ser	ver
(See))	I am: (check one) ☐ the clerk☐ the judg☐ authoriz	of the court of which affiant e of the court of which affiant ed to administer oaths in the ns (use for out-of-state office ed to administer oaths, (use	is an officer. is an officer, state in which the affiant se or) for count-appointed server)	
			Signatura and Line	

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 61 of 65 PageID #: 67

Service Summon	4 4	\$									en a								47 Z	
Non Est		S Mr. North						agunga). Sanak										i ca Najetji		
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Directions to Officer Making Return on Service of Summons

A copy of the summons and petition must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and petition when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and petition and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and petition personally to the individual or by leaving a copy of the summons and petition at the individual's dwelling house or usual place of abode with some person at least 18 years of age residing therein, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.



Judge or Division ELIZABETH BYRNE HOGAN	Case Number: 2322-CC09423	
Plaintiff/Petitioner: MARC BRANDAN ELLIOT	Plaintiff's/Petitioner's Attorney/Address: MARC BRANDAN ELLIOT	
No. 1 to 1	5655 PERSHING AVE APT 529 vs. ST LOUIS, MO 63112	
Defendant/Respondent: HBO HOME ENTERTAINMENT CORP	Court Address: CIVIL COURTS BUILDING	
Nature of Suit: CC Other Tort	10 N TUCKER BLVD SAINT LOUIS, MO: 63101	
ALIAS Summons for	Personal Service Outside the State of Misso	(Date File Stamp)
	(Except Attachment Action)	
The State of Missouri to: THE SQUARE LLC Alias: LISA WISLEY, RAGT 160 VAN BRUNT ST THIRD FL BROOKLYN, NY 11231 COURT SEAL OF YOU are summoned	d to appear before this court and to file your pleading to t	
which is attached, a plaintiff/petitioner a you, exclusive of the	and to serve a copy of your pleading upon the attorney for it the above address all within 30 days after service of this ie day of service. If you fail to file your pleading, judgmen for the relief demanded in this action.	or the is summons upon nt by default will be
CITY OF ST LOUIS Decemb	er 1, 2023 Thraz Hocyy te Clerk	
Further Information:		
I certify that: 1. I am authorized to serve process in civil a	er's or Server's Affidavit of Service actions within the state or territory where the above summons v	
3. I have served the above Summons by: (cl delivering a copy of the summons and teaving a copy of the summons and p with		
☐ other:		
Served at County,	(state), on (date) at _	(address)
Printed Name of Sheriff or Server Subscribed and sworn I am: (check one)	Signature of Sheriff n to before me this (day) (mo the clerk of the court of which affiant is an officer, the judge of the court of which affiant is an officer, authorized to administer oaths in the state in which the affi summons, (use for out-of-state officer) authorized to administer oaths, (use for court-appointed se	onth) (year). ant served the above

MISSOURI CIRCUIT COURT TWENTY-SECOND JUDICIAL CIRCUIT (CITY OF ST, LOUIS)

MARC ELLIOT

Plaintiff(s) / Petitioner(s)

v.

HBO HOME ENTERTAINMENT CORP. a Delaware corporation; JEHANE NOUJAIME, an individual; KARIM AMER, an individual; THE OTHRS, LLC, a Florida limited liability company; THE OTHRS LICENSING CORP., a Florida corporation; The Square, LLC, a New York limited liability company; ISABELLA CONSTANTINO, an individual; JOHN DOES 1-10

Defendant(s) / Respondent(s)

Case No.: 2322-CCO9423

AFFIDAVIT OF SERVICE

I, RICHARD CECCE, being duly sworn, state:

I am 18 years or older and not a party to this action or a member of a corporation or organization that is a party to this action.

I served the following documents to The Square LLC in Delaware County, NY on December 6, 2023 at 1:13 pm at 74 Main St, Delhi, NY 13753 by personal service by handing the following documents to an individual identified as The Square LLC.

Alias Summons, Complaint, and Exhibits

Additional Description:

Lisa Wisely was personally served 12/06 at 1:13 pm. She is white, female, 54 years old, 5'06", 150 lbs, brown hair, glasses, no military.

White Female, est. age 54, glasses: Y, Brown hair, 140 lbs to 160 lbs, 5' 3" to 5' 6".

Photograph: See Exhibit 1

Case: 4:23-cv-01611-SEP Doc. #: 1-1 Filed: 12/15/23 Page: 64 of 65 PageID #: 70

Signature

Name:RICHARD CECCE Phone:607-434-6173 Subscribed and sworn to before me this 8th day of

December , 2023 , by

RICHARD CECCÉ

Witness my hand and official scal.

San Cecce

Notary Public

My commission expires: 09/08/2027

SARA CECCE
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CE6330110
Qualified in Delaware County
My Commission Expires September 08. 2027

